

CHARLES ELLIS SHIRLEY	§	
VS.	§	CIVIL ACTION NO. 6:10CV331
SHERIFF, HENDERSON COUNTY JAIL	§	


Petitioner Charles Ellis Shirley, an inmate confined in the Texas prison system, proceeding *pro se* and *in forma pauperis*,<sup>1</sup> filed the above-styled and numbered petition for a writ of habeas corpus. Petitioner filed a motion for an injunction (docket entry #4), construed as a motion for temporary restraining order/preliminary injunction. The petition was referred to United States Magistrate Judge Judith K. Guthrie, who issued a Report and Recommendation concluding that the motion for temporary restraining order/preliminary injunction should be denied. The Petitioner has filed objections.

<sup>1</sup> Although it was noted in the Report and Recommendation that Petitioner had not paid the filing fee nor moved for *in forma pauperis* status, he has since so moved and been granted *in forma pauperis* status.

conclusions of the Magistrate Judge as the findings and conclusions of the Court. It is therefore

**ORDERED** that the Petitioner's Motion for an Injunction (docket entry #4), construed as a Motion for Temporary Restraining Order/Preliminary Injunction, is hereby **DENIED**.

**SIGNED this 16th day of August, 2010.**

  
MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE